



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
PATENT TRANSMITTAL FORM

3636

Applicant(s):

Minogishi et al.

Serial No.:

10/642,431

Filed:

August 15, 2003

For:

BREATHABLE SEAT

Art Unit:

3636

Examiner:

Not Yet Assigned

Customer No.:

27623

Attorney Docket No.: 0001456USU/2215

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

We are enclosing:

1. Information Disclosure Statement;
2. PTO Form 1449;
3. European Search Report with copies of references;
4. Transmittal letter in duplicate; and
5. Postcard.

Please charge any additional fees or credit any such fees, if necessary to Deposit Account No. 01-0467 in the name of Ohlandt, Greeley, Ruggiero & Perle. A duplicate copy of this sheet is attached.

Respectfully submitted,

Date: December 31, 2003

Charles N.J. Ruggiero
Reg. No. 28,468
Ohlandt, Greeley, Ruggiero & Perle, L.L.P.
One Landmark Square, 10th Floor
Stamford, Connecticut 06901-2682
(203) 327-4500

CERTIFICATE OF MAILING

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE U.S. POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450, ON December 31, 2003.

Michelle Pagliarulo
NAME

SIGNATURE

12/31/03
DATE



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Applicant(s): Minegishi et al.
Serial No.: 10/642,431
Filed: August 15, 2003
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Examiner: Not Yet Assigned
Confirmation No.: 9878
Customer No.: 27,623

Attorney Docket No.: 0001456USU/2215

Date: December 31, 2003

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In accordance with applicants' duty of disclosure under 37 C.F.R. §1.56, we are enclosing form PTO-1449 listing information that may be material to the patentability of this application.

Cited in the attached PTO-1449 are U.S. Patent No. 5,544,942, German Patent No. DE 100 02 464 C 1, French Patent No. 1.313.337 and European Search Report No. 03255084.0-1251, dated November 11, 2003.

Pursuant to the waiving of the requirement of 37 CFR 1.98 (a)(2)(i), the copy of the U.S. reference is not enclosed.

It is applicants' belief that none of the above citations describe that which is claimed in the present invention.

It should be understood that attention has been called to the citations that have been deemed to be pertinent to the claimed present invention. In concluding what was pertinent, the criteria employed was considered most appropriate in light of the invention shown in the present application. However, the Examiner or others may deem some other criteria to be just as appropriate or more appropriate. Therefore, the Examiner is respectfully urged to review the listed citations and to make the usual careful independent search for other prior art that may be pertinent.

Since this Information Disclosure Statement is being filed prior to the issuance of the first Office Action based on the merits, no petition or fee is required.

Since this paper contains only an IDS in compliance with 37 C.F.R. §§ 1.97 and 1.98 it should not be considered a failure to engage in reasonable efforts to conclude prosecution (processing or examination) of the application under paragraphs 37 CFR 1.704(d). Specifically, each item in this IDS was received from a foreign patent office in a counterpart application on December 1, 2003 by our client, who are believed to be an individual designated under 37 C.F.R. § 1.56(c) and, thus, was not received more than thirty days prior to the filing of this IDS.

Applicants respectfully request favorable consideration and that this application be passed to allowance.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Charles N.J. Ruggiero", with a stylized flourish at the end.

Charles N.J. Ruggiero

Reg. No. 28,468

Attorney for Applicant(s)

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